

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

AUG 26 2016

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

CUONG MACH BINH TIEU, AKA Ah
Keung, AKA Steve, AKA Hak Se Wui,

Defendant-Appellant.

No. 16-15421

D.C. Nos. 3:15-cv-01679-CRB
3:11-cr-00097-CRB-1

Northern District of California,
San Francisco

ORDER

Before: CLIFTON and N.R. SMITH, Circuit Judges.

The request for a certificate of appealability (Docket Entry No. 2) is denied because appellant has not made a “substantial showing of the denial of a constitutional right.” 28 U.S.C. § 2253(c)(2); *see also Miller-El v. Cockrell*, 537 U.S. 322, 327 (2003).

Any pending motions are denied as moot.

DENIED.